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HOUSE BILL 444

**48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

INTRODUCED BY

Patricia A. Lundstrom

AN ACT

RELATING TO CAPITAL OUTLAY; REVERTING CERTAIN CAPITAL OUTLAY  
APPROPRIATIONS TO THE TRIBAL INFRASTRUCTURE PROJECT FUND;  
AMENDING LAWS 2006, CHAPTER 111, SECTION 76.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 9-21-17 NMSA 1978 (being Laws 2005,  
Chapter 146, Section 1) is amended to read:

"9-21-17. SHORT TITLE.--~~[This act]~~ Sections 9-21-17  
through 9-21-24 NMSA 1978 may be cited as the "Tribal  
Infrastructure Act"."

Section 2. A new section of the Tribal Infrastructure Act  
is enacted to read:

"[NEW MATERIAL] CAPITAL OUTLAY REVERSIONS.--

A. The unexpended balances of a capital outlay  
appropriation made after July 1, 2007 from the general fund or

.165372.1

underscored material = new  
[bracketed material] = delete

underscored material = new  
[bracketed material] = delete

1 other state fund, including changes to prior appropriations, to  
2 the department or to the aging and long-term services  
3 department for projects located on lands of an Indian nation,  
4 tribe or pueblo shall revert to the project fund.

5 B. For the purpose of this section, "unexpended  
6 balance" means the remainder of an appropriation after  
7 reserving for unpaid costs and expenses covered by binding  
8 written obligations to third parties."

9 Section 3. Laws 2006, Chapter 111, Section 76 is amended  
10 to read:

11 "Section 76. REVERSIONS OF CERTAIN APPROPRIATIONS FOR  
12 INDIAN PROJECTS.--The unexpended balance, as defined in  
13 Subsection D of Section 2 of this act, of an appropriation made  
14 from the general fund or other state fund, including changes to  
15 prior appropriations, to the Indian affairs department or to  
16 the aging and long-term services department for projects  
17 located on lands of an Indian nation, tribe or pueblo,  
18 including projects that have been reauthorized, shall revert in  
19 the time frame set forth in Subsection A of Section 2 of this  
20 act to the tribal infrastructure project fund."